

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

PEGGY ROIF ROTSTAIN, *et al.*, §  
Plaintiffs §  
and §  
THE OFFICIAL STANFORD INVESTORS §  
COMMITTEE, § Civil Action No. 3:09-CV-2384-N  
Intervenor-Plaintiff, §  
v. §  
TRUSTMARK NATIONAL BANK, §  
*et al.*, §  
Defendants. §

**SOCIÉTÉ GÉNÉRALE PRIVATE BANKING (SUISSE) S.A.'S  
AMENDED SUPPLEMENTAL RESPONSE TO INTERVENOR-PLAINTIFF'S  
MOTION FOR PARTIAL SUMMARY JUDGMENT**

Defendant Société Générale Private Banking (Suisse) S.A. ("SG Suisse"), subject to and without waiving its objections to the Court's exercise of jurisdiction over it, respectfully submits this Amended Supplemental Response to Intervenor-Plaintiff The Official Stanford Investor Committee's (the "Committee's") Motion for Partial Summary Judgment [Dkt. 358] pursuant to this Court's November 9, 2017 and March 8, 2018 orders [Dkts. 429 and 455].

As set forth in SG Suisse's accompanying brief and appendix, this Court should deny the Committee's motion for summary judgment on the Committee's claims under the Texas Uniform Fraudulent Transfer Act ("TUFTA"), Tex. Bus. & Com. Code Ann. § 24.005(a) because the

Committee cannot prove the essential elements of its claims as a matter of law. Additionally, genuine issues of material fact preclude summary judgment on SG Suisse's affirmative defense under TUFTA § 24.009(a). Each of the matters required to respond to the Committee's motion are set forth in SG Suisse's accompanying brief and appendix.

March 27, 2018

Respectfully submitted,

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**ATTORNEYS FOR DEFENDANT  
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BANKING (SUISSE) S.A.**

**CERTIFICATE OF SERVICE**

I hereby certify that on March 27, 2018, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the counsel who have registered with this Court.

/s/ Noelle M. Reed  
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